

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

X

MASSACHUSETTS MUTUAL LIFE INSURANCE  
COMPANY,

Civil Action No.: 05-CV-2768  
(CBA) (SMG)

Plaintiff,  
-against-

GOPAL AGRAWAL,

Defendant.

**STIPULATION AND ORDER**  
**DISMISSING ACTION WITH**  
**PREJUDICE**

**FILED**

IN CLERK'S OFFICE  
U.S. DISTRICT COURT E.D.N.Y.

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OCT 19 2005

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P.M. \_\_\_\_\_  
TIME A.M. \_\_\_\_\_

**S I R S:**

It is hereby stipulated and agreed to among the counsel for the parties to the above action that plaintiff's Complaint is hereby dismissed with prejudice, said dismissal to be without costs to any party.

Dated: Uniondale, New York  
September 15, 2005

RIVKIN RADLER LLP

BY:

*Norman Tolle*  
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TRIEF & OLK

BY:

*Ted Trief*  
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**SO ORDERED**

*10/18/05* *TS/ HON. CAROL B. AMON*  
Carol Amon  
United States District Judge